

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK-----x
TRUSTEES OF THE DISTRICT COUNCIL 9
PAINTING INDUSTRY INSURANCE AND
ANNUITY FUNDS,

Index No.: 08-CTV-7395 (KMK)

Plaintiffs,

**VOLUNTARY NOTICE
OF DISMISSAL**

-against-

NAVILLUS TILE, INC.,

Defendant.
-----x

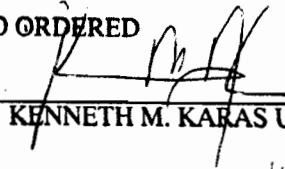
Please take notice that pursuant to Federal Rules of Civil Procedure 41(a)(1)(i) the plaintiffs by the undersigned attorney of record hereby voluntarily dismisses the above entitled action. Without Prejudice.

Dated: October 3, 2008
Elmsford, New York



Dana L. Henke, Esq. (DLH3025)
Attorney for Plaintiff
258 Saw Mill River Road
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(914) 592-1515

SO ORDERED


KENNETH M. KARAS U.S.D.J.

10/3/08

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